Response to Office Action of December 10, 2004

Attorney Docket: EWMRI-001B

## Amendments to the Claims:

Please amend Claim 1 and cancel Claim 12 without prejudice.

This listing of claims will replace all prior versions and listings of claims in the application

## WHAT IS CLAIMED IS:

- 1. (Currently Amended) A process for deriving an extract from *Loranthus* comprising the steps:
  - a) providing a portion of a species of *Loranthus* possessing eoncerntrations concentrations of quercetin and avicularin therein;
  - b) crushing said *Loranthus* provided in step (a);
  - c) mixing said crushed *Loranthus* in step (b) with an ethanol solution to form an admixture and heating said admixture;
  - d) filtering said admixture heated in step (c) to produce a filtrate;
  - e) heating said filtrate produced in step (d) to produce a first cream extract;
  - f) mixing said cream extract produced in step (e) with distilled water to form a first extract solution;
  - g) filtering said first extract solution to produce a resultant filtrate;
  - h) purifying said filtrate produced in step (g) to produce a purified extract; and
    - i) concentrating said purified extract produced in step (h).
- 2. (Original) The method of Claim 1 wherein in step (b), said *Loranthus* is crushed to have a particulate size capable of passing through a 40 US mesh sieve.
- 3. (Original) The method of Claim 1 wherein in step (c), said ethanol solution is added to said crushed *Loranthus* in a ratio of approximately 5:1 by weight.
- 4. (Original) The method of Claim 1 wherein in step (c) said ethanol solution comprises approximately 95% by weight food-grade ethanol or higher.
- 5. (Original) The method of Claim 1 wherein in step (c), said admixture is heated to a temperature no greater than 80°C.

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- 6. (Original) The method of Claim 1 wherein in step (d), said heated extract is filtered such that a resultant filtrate is produced having a density no greater than 0.9 grams per cubic centimeter.
- 7. (Original) The method of Claim 1 wherein in step (d), said heated extract is filtered such that a resultant filtrate is produced having a density between 0.8 grams per cubic centimeter to 0.9 gm/cm<sup>3</sup>.
- 8. (Original) The method of Claim 1 wherein in step (f), said solution is formulated such that said cream extract comprises up to approximately 20% by weight of said solution.
- 9. (Original) The method of Claim 1 wherein in step (f), said solution is formulated such that said cream extract comprises between approximately 15% to 20% by weight of said solution.
- 10. (Original) The method of Claim 1 wherein in step (g), said solution produced in step (f) is filtered by passing said solution through a 100 screen mesh filter.
- 11. (Original) The method of Claim 1 wherein in step (h) said purification of said filtrate comprises introducing said filtrate to a chromatography column, washing said column with distilled water, and eluting said filtrate with an ethanol solution.
  - 12. (Cancelled).
- 13. (Original) The method of Claim 11 wherein said chromatography column is washed with distilled water in a volume relative said filtrate in a ratio of approximately 3:1.
- 14. (Original) The method of Claim 11 wherein said ethanol solution comprises at least 50% by weight ethanol.
- 15. (Original) The method of Claim 14 wherein said volume of said ethanol utilized to elute said extract is approximately 3-5 times the volume of said chromatography column.
- 16. (Original) The method of Claim 1 wherein in step (i), said extract is concentrated via vacuum drying.
  - 17. (Original) The method of Claim 1 further comprising the step:

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- a) crushing said concentrated extract produced in step (i) and packaging said extract.
- 18. (Withdrawn) The extract produced by Claim 1.
- 19. (Withdrawn) The extract produced by Claim 16.
- 20. (Withdrawn) A method for treating an allergic reaction in a human subject, said method comprising the step:
  - a) administering an extract of *Loranthus* in a therapeutic amount to said human subject, said *Loranthus* extract having at least two compounds selected from the group consisting of quercetin and avicularin.
- 21. (Withdrawn) The method of Claim 20 wherein said extract is administered orally in an amount up to 300 mg.
- 22. (Withdrawn) The method of Claim 21 once said extract is administered in an amount between approximately 100 mg to 300 mg.
- 23. (Withdrawn) The method of Claim 20 wherein said extract is administered as part of a food product.
- 24. (Withdrawn) The method of Claim 23 wherein said food product is selected from the group consisting of fruit-based snack products, grain-based snack products, fortified fruit drinks, fortified dairy products, candy and confectionaries.
- 25. (Withdrawn) The method of Claim 1 wherein in step (c), said admixture is heated for up to two hours.
- 26. (Withdrawn) The method of Claim 25 wherein said admixture is heated from one to two hours.
- 27. (Withdrawn) The method of Claim 1 wherein step (c) further comprises adding an additional portion of an ethanol solution to said heated admixture and heating the resultant admixture.
- 28. (Withdrawn) The method of Claim 27 wherein said resultant admixture is heated for up to two hours.

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- 29. (Withdrawn) The method of Claim 28 wherein said resultant admixture is heated for approximately one to two hours.
- 30. (Withdrawn) The method of Claim 25 wherein said additional portion of ethanol solution comprises at least approximately 95% ethanol.
- 31. (Withdrawn) The method of Claim 25 wherein said resultant admixture is heated to a temperature of no greater than 80°C.
- 32. (Withdrawn) An antihistamine composition comprising an extract of *Loranthus*, said composition comprising at least one compound selected from the group consisting of quercetin and avicularin.
- 33. (Original) The method of Claim 1 wherein in step (a), said species of Loranthus is selected from the group consisting of Loranthus parasiticus (l.) Merr and Loranthus chinesis.
- 34. (Withdrawn) The method of Claim 20 wherein said extract of *Loranthus* is derived from a species of *Loranthus* selected from the group consisting of *Loranthus* parasiticus (l.) Merr and Loranthus chinesis.
- 35. (Withdrawn) The antihistamine composition of Claim 32 wherein said extract of *Loranthus* is derived from a species of *Loranthus* selected from the group consisting of *Loranthus parasiticus* (1.) Merr and *Loranthus chinesis*.